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Atty. Dkt. No. 054103-0101

THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re reissue application of: Satoshi KONO et al.

U.S. Patent No.: 5,465,635

Title: FLYWHEEL ASSEMBLY FOR INTERNAL COMBUSTION ENGINE

Appl. No.: 08/629,547

Filing Date: 04/09/1996

Examiner: V. Luong

Art Unit: 3682

REPLY TO EX PARTE QUAYLE ACTION

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This communication is responsive to the *Ex parte Quayle* Action dated July 12, 2005, concerning the above-referenced patent application.

The Office Action objects to the drawings because the top margin of the replacement drawings was not labeled "Replacement Sheet". In response, Applicants resubmit the same drawings which were previously submitted with the response dated June 9, 2005 but which contain the "Replacement Sheet" label at the top. However, Applicants note that such a label is not explicitly required by Rule 1.173(b)(3) which covers drawing amendments in reissue applications.

The Office Action objects to the drawings because the label "Amended" was allegedly at the top rather than at the bottom of the drawings. Applicants respectfully disagree and submit that this objection was made in error. The replacement drawings submitted with the

response dated June 9, 2005 contained the word "Amended" at the bottom rather than at the top of the sheet. These drawings are resubmitted herewith. The drawings contain the label "Amended" at the bottom and the label "Replacement Sheet" label at the top of the sheets.

The response filed on June 9, 2005 was objected to because each claim amendment was allegedly not accompanied by an explanation of the support in the disclosure of the patent for the amendment. This objection is respectfully traversed.

No claims were amended, added or cancelled in the response filed June 9, 2005. Claims 101-165 which were listed in the response filed June 9, 2005 were the same claims which were first submitted in the response filed on August 13, 2001. Pages 25 and 26 of the response filed on August 13, 2001 provided an explanation of the support in the disclosure of the patent for the introduction of claims 101-165. These same claims 101-165 have been pending in the application since August 13, 2001. Thus, applicants submit that no explanation of the support in the disclosure of the patent for the amendment were required in the response of June 9, 2005 because the claims have not been amended, added or cancelled compared to the previously filed response. Alternatively, the Examiner is directed to pages 25 and 26 of the response filed on August 13, 2001 for an explanation of the support in the disclosure of the patent for the introduction of claims 101-165, which is incorporated herein by reference.

Applicants believe that the present application is now in condition for allowance. Favorable reconsideration of the application as amended is respectfully requested. The Examiner is invited to contact the undersigned by telephone if it is felt that a telephone interview would advance the prosecution of the present application.

Respectfully submitted,

Date 8/25/05

By Richard L. Schwaab

FOLEY & LARDNER LLP  
Customer Number: 22428  
Telephone: (202) 672-5414  
Facsimile: (202) 672-5399

Richard L. Schwaab  
Attorney for Applicant  
Registration No. 25,479

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741. If any extensions of time are needed for timely acceptance of papers submitted herewith, Applicant hereby petitions for such extension under 37 C.F.R. §1.136 and authorizes payment of any such extensions fees to Deposit Account No. 19-0741.